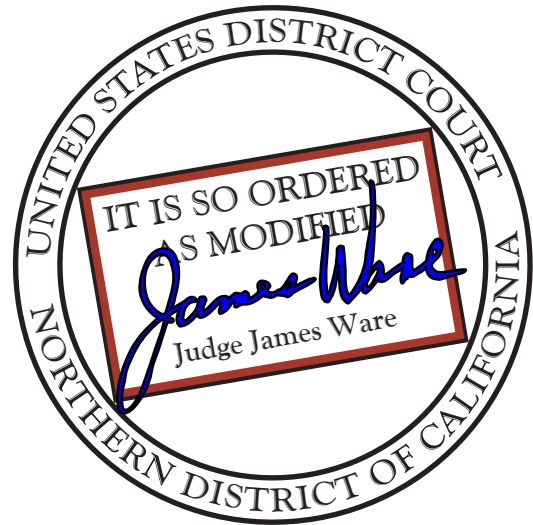


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Attorneys for Defendants MARIO H. CHAN and PATSY W. CHAN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JW

NEVA LEMA,

CASE NO. CV09-0494-~~VRW~~
Civil Rights

Plaintiff,

v.

**STIPULATION AND ~~Proposed~~ ORDER
REQUESTING ENLARGEMENT OF
SCHEDULING ORDER DATES**

MARIE CALLENDER'S CONCORD #86,
et al.,

Defendants.

/

The Parties in this case are attempting to forge a cooperative settlement while managing legal expenses. With the recent Chapter 11 discharge and/or dismissal of all 7 corporate Marie-Callender entities, the case now proceeds solely between Plaintiff and Landlord-Defendants Mario and Patsy Chan.

These parties are cooperating. They recently exchanged expert reports and Defendants are considering Plaintiff's written demand in an effort to dispose of all remaining issues. To increase the chances of settlement while managing costs, the Parties request a short enlargement of approximately 90 days of the following scheduling order dates:

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Deadline	Current	New
Rebuttal Expert Reports	February 10, 2012	May 10, 2012
Motions to Exclude Experts and Portions of Testimony	February 13, 2012	May 14, 2012
Preliminary Pretrial Conf. Stmts	February 17, 2012	May 17, 2012 March 30, 2012
Prelim. Pretrial Conference	Tues., Feb. 27, 2012, 11 AM	April 9, 2012 @ 11:00 am Tues., May 29, 2012, 11 AM
Hearing on Motions to Exclude Experts and Portion of Testimony	March 19, 2012	June 18, 2012 @ 9:00 am
Discovery Cutoff	March 30, 2012	July 1, 2012 May 11, 2012
Dispositive Motion Hearing Deadline	May 12, 2012	August 13, 2012 July 9, 2012 @ 9:00 am

SO STIPULATED.

Dated: February 7, 2012

TIMOTHY S. THIMESCH
THIMESCH LAW OFFICE

/s/ Authorized Signed
Attorneys for Plaintiff
NEVA LEMA

Dated: February 7, 2012

CHARLES H. HORN, ESQ.,
LECLAIRRYAN, LLP

/s/ Authorized Signed
Attorneys for Defendants
MARIO H. CHAN; and PATSY W. CHAN

ORDER

SO ORDERED.

Dated: February 8, 2012


HON. JAMES WARE
U.S. DISTRICT COURT PRESIDING JUDGE